THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.7991 of 2002

Dated:10.11.2006

Between
1.The Uppalaguptam PACS,
Uppalaguptam, EG District
Rep., by its Chairman/Person-in-charge
Committee M.Surya Bhagavanulu
and others.

.....Petitioners

and

1.The Government of A.P. rep., by
its Secretary,Food and Agricultural
and Cooperation Department,
Secretariat, Hyderabad and others.

…Respondents

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ORDER:

This writ petition is filed seeking a Mandamus to declare the proceedings in Rc.No.467/2002-B, dated 28-2-2002 issued by the 4th respondent as arbitrary and illegal and contrary to G.O.Ms.No.82, dated 02-12-2000.

Under the impugned proceedings, the 4th respondent-Divisional Co-operative Officer, Amalapuram required certain information to be furnished and requested the petitioners'-societies to call for a general body meeting on or before 31.03.2002 and to resolve the required amendments and also the staff salaries under the Minimum Wages Act. *In fact*, this writ petition is filed by the societies, not by the employees, who

are directly affected.

There was no necessity for the petitioners' societies to file the writ petition in this shape. Their bone of contention is that if the salaries are less than the minimum wages, they will be subjected to prosecution etc by the authorities.

It is only an apprehension and nothing has happened. Therefore, the petitioners cannot avoid to furnish information as required by the officers. If any adverse decision is taken by the authorities or any criminal prosecution is launched against the petitioners, they are at liberty to approach this Court.

I am of the opinion that this writ petiton is misconceived and therefore, the same is liable to be dismissed.

Writ petition is accordingly dismissed. No costs.

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10-11-2006

rkk